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CLAIM FOR DAMAGE, INJURY OR DEATH RESULTING FROM GOLD KING MINE INCIDENT		INSTRUCTIONS: Please read carefully the instructions on the reverse side and supply information requesting on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.		[APPROVED BY NAVAJO NATION DEPT. OF JUSTICE]¹							
1. Submit to: Richard Feldman Claims Officer U.S. EPA Office of General Counsel 1200 Pennsylvania Avenue, NW (MC 2399A) Washington, DC 20460		2. Name, address of claimant, and claimant's personal representative if any (See instructions on reverse). Number, Street, City, State and Zip code. (b)(6)									
3. TYPE OF EMPLOYMENT (b)(6)	4. DATE OF BIRTH (b)(6)	5. MARITAL STATUS (b)(6)	6. DATE AND DAY OF ACCIDENT 8/5/15	7. TIME (AM OR PM) 10:00am							
8. BASIS OF CLAIM (State in detail the known facts and circumstances attending the damage, injury, or death, Identifying persons and property involved, the place of occurrence and the cause thereof. Use additional pages if necessary). <i>8/8/15 We got News about San Juan River water Contamination - 14:00pm Just got off from work. I had to run around at my work area to get leave of absent from work. To help my family, gather up cattle, and other livestock from out of San Juan River area. I know its going to be to hot, I need sunblock and other thing, because I really have sensitive skin. property is we have to get all livestock out from San Juan River, and I know it take along time to get livestock out from along the river because of all over growth, Bushes in the area. mosquitos, insects etc.</i>											
9. NAME AND ADDRESS OF OWNER, IF OTHER THAN CLAIMANT (Number, Street, City, State, and Zip Code). (b)(6)											
BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF THE DAMAGE AND THE LOCATION OF WHERE THE PROPERTY MAY BE INSPECTED. (See instruction on reverse side). <i>Damage to livestock water, Vegetation, along San Juan River. Removal of livestock is going to take time, because all livestock are use to the area. They will refuse to get out, even by forcing, will take time to get all livestock, some are wild livestock</i>											
10. PERSONAL INJURY/WRONGFUL DEATH STATE THE NATURE AND EXTENT OF EACH INJURY OR CAUSE OF DEATH, WHICH FORMS THE BASIS OF THE CLAIM. IF OTHER THAN CLAIMANT, STATE THE NAME OF THE INJURED PERSON OR DECEDENT. (b)(6) <i>feeling stress, emotional, heat exhaustion, feel thirsty, hungry, sunburn, insect bites, getting scratches while going thru the over growth of bushes along the River. I wouldn't be doing all this, if there was no River Contamination, loss of time in working</i>											
11. WITNESS <table style="width: 100%; border: none;"> <tr> <td style="width: 33%; border: none;">NAME</td> <td style="width: 33%; border: none;">ADDRESS (Number, Street, City, State, and Zip Code)</td> <td style="width: 34%; border: none;"></td> </tr> <tr> <td style="border: none;">(b)(6)</td> <td style="border: none;">(b)(6)</td> <td style="border: none;"></td> </tr> </table>						NAME	ADDRESS (Number, Street, City, State, and Zip Code)		(b)(6)	(b)(6)	
NAME	ADDRESS (Number, Street, City, State, and Zip Code)										
(b)(6)	(b)(6)										
12. (See instructions on reverse) AMOUNT OF CLAIM (in dollars)											
12a. PROPERTY DAMAGE	12b. PERSONAL INJURY	12c. WRONGFUL DEATH	12d. TOTAL (Failure to specify may cause forfeiture of your rights).								
I CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE, THE AMOUNT OF THE CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE. I HEREBY EXPRESSLY RESERVE MY RIGHT TO FILE SUPPLEMENTAL CLAIMS FOR DAMAGES AND INJURIES IN THE EVENT OF ANY FUTURE DISCOVERY OR ASSESSMENT OF ADDITIONAL DAMAGES OR INJURIES CAUSED BY THE INCIDENT ABOVE.											
13a. SIGNATURE OF CLAIMANT (See instruction on reverse side). (b)(6)		13b. PHONE NUMBER OF PERSON SIGNING FORM		14. DATE OF SIGNATURE 2/2/16							

¹ This form was drafted by the Navajo Nation Department of Justice in an effort to communicate that the claimant is not waiving future rights. There is no guarantee that any United States agency will accept this form or grant the claim stated on this form. This form does not offer or purport to offer legal advice. Claimants should decide for themselves whether to use this form, the Standard Form 95 provided by the United States Department of Justice, or any other form, and may wish to consult with their own attorney prior to doing so.

INSURANCE COVERAGE

15. Do you carry accident insurance? ☐ If yes, give name and address of insurance company (Number, Street, City, State and Zip Code) and policy number. ☒ No

16. Have you filed a claim with your insurance carrier in this instance, and if so, is it full coverage or deductible? ☐ Yes ☒ No

17. If deductible, state amount.

18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts).

19. Do you carry public liability damage insurance? ☐ Yes ☒ No If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code).

INSTRUCTIONS

Claims presented under the Federal Tort Claims Act with respect to the release from the Gold King Mine should be submitted directly to the USEPA. If the incident involves more than one claimant, each claimant should submit a separate claim form.

Complete all items – Insert the word **NONE** where applicable.

A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN USEPA RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, THIS EXECUTED FORM OR ANY SUPPLEMENT THERETO, ACCOMPANIED BY A CLAIM FOR MONEY DAMAGES FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY

REASON OF THE INCIDENT. THE CLAIM MUST BE PRESENTED TO THE USEPA WITHIN **TWO YEARS** AFTER THE DISCOVERY OF DAMAGES FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT.

Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency not when it is mailed.

The amount claimed should be substantiated by competent evidence as follows:

If instruction is needed in completing this form, the agency listed in item #1 on the reverse side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Title 28, Code of Federal Regulations, Part 14. Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.

(a) In support of the claim for personal injury or death, the claimant should submit a written report by the attending physician, showing the nature and extent of the injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognosis, and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.

The claim may be filled by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is signed by the agent or legal representative, it must show the title or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of this claimant as agent, executor, administrator, parent, guardian or other representative.

(b) In support of claims for damage to property, which has been or can be economically repaired, the claimant should submit at least two itemized signed statements or estimates by reliable, disinterested concerns, or, if payment has been made, the itemized signed receipts evidencing payment.

If claimant intends to file for both personal injury and property damage, the amount for each must be shown in item number 12 of this form.

(c) In support of claims for damage to property which is not economically repairable, or if the property is lost or destroyed, the claimant should submit statements as to the original cost of the property, the date of purchase, and the value of the property, both before and after the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.

Daily Log - Emergency/Permanent Work

ISASTER: To Kitso
(Gold King Mine)

PW# _____

DATE: 8/7/2015SCOPE OF WORK: Removal of livestock from San Juan River PROJECT SITE: Puate farms

LABOR

Contact Person/Phone: _____

NAME AND POSITION TITLE (b)(6)		HOURS		RATE		TOTAL
		Regular	Overtime	Regular	Overtime	
	8/7/15	5.0	6.5			
	8/8	—	16.0			
Cooking/cleaning	8/9	—	16.75			
Washing dishes	8/10	8.0	5.0			
	8/11	8.0	3.5			
	8/12	8.0	3.0			
	8/13	8.0	4.0			Regular 45.0
	8/14	8.0	4.0			OT 70.0
	8/15	—	12.0			280. hrs
		45	70		TOTAL	\$ 280. hrs.

EQUIPMENT

(Please use the current FEMA Schedule of Equipment Rates)

EQUIPMENT DESCRIPTION (Include CY capacity or HP)	FEMA COST CODE	HOURS or MILES	EQUIP RATE	TOTAL
	8261			
	8781			
	8801			
2010 Truck, hauling equipments		280 hrs - 279 mi	\$ 318.40	gals.
			TOTAL	\$ 318.40

MATERIAL

Contact Person/Phone: _____

ITEM	NARRATIVE	QUANTITY	UNIT (TN, SF, CY)	UNIT PRICE	TOTAL
Dish Soap		24.00		\$8.00	
Hand Soap		10.00		10.00	
Tissue paper		20.00		20.00	
Unsaids/plates		50.00		50.00	
propane - 24 gal		98.00		98.00	
					\$ 186.00

SUPERVISOR SIGNATURE/TITLE _____

DAILY TOTAL _____

ACTIVITY LOG (ICS 214)

1. Incident Name: <u>Toilet</u>		2. Operational Period: Date From: <u>08/7/15</u> Date To: Time From: <u>13:00</u> Time To: <u>23:30</u>	
3. Name: (b)(6)		4. ICS Position: <u>Chato (Kayenta)</u>	5. Home Agency (and Unit): <u>WESTERN</u>
6. Resources Assigned:			
Name	ICS Position	Home Agency (and Unit)	
(b)(6)	<u>Wrangler</u>	<u>Western</u>	
		<u>Western</u>	
7. Activity Log:			
Date/Time	Notable Activities		
<u>08/07/2015</u>	<u>We received News about San Juan River water Contamination</u>		
<u>13:00pm</u>	<u>from Chato Community Health Worker, I was given Education on</u>		
	<u>River contamination, no drinking, swimming, fishing, boating or</u>		
	<u>rafting in San Juan River, until further notices</u>		
<u>13:30pm</u>	<u>We was told to take precaution, remove all livestock away from</u>		
	<u>San Juan River, we stop everything, I called around to other</u>		
	<u>family member, to let them know to get together, removal of all</u>		
	<u>livestock out from the riverside as soon as possible</u>		
<u>14:00</u>			
	<u>I hook up horse trailer, load up camping supplies, saddles</u>		
	<u>and loaded up 2 horses, started heading down to Private Farms</u>		
	<u>about 35 miles north of Chato Chapter, Road is rough, rocky area</u>		
	<u>about 110 degrees in summer, no close by water hauling place</u>		
<u>15:45</u>	<u>We got to Private Farms corral, unloaded 2 horse, hay grains</u>		
	<u>and camping supplies.</u>		
<u>17:30</u>	<u>I went back home, loaded up 450 gallons water tank, water</u>		
<u>18:30</u>	<u>trout, hoses, water pump etc. I went to community water</u>		
	<u>hauling place, got 450 gallons of water take it down to Private</u>		
	<u>Farms, for horses and cattle, and around trip is 70 miles</u>		
	<u>on rough road, rocky. lot of wear and tears, on vehicle</u>		
<u>19:30</u>	<u>I got back at Shedd's house and corral, unload 450 gallon</u>		
<u>20:00pm</u>	<u>of water in to water trout. Saddle up horse and went up</u>		
	<u>4 miles to look for live stock, with 2 other Wrangler, we</u>		
	<u>only gathered 16 cattle, took them to corral @ 23:00 hrs fed horse</u>		
8. Prepared by: Name: (b)(6)		Position/Title: <u>Wrangler</u>	Signature: (b)(6)
ICS 214, Page 1		Date/Time: <u>8/7/2015 23:00pm</u>	

ACTIVITY LOG (ICS 214)

1. Incident Name:

To Litso

2. Operational Period: Date From: Aug 8 2015 Date To:
Time From: 05:00am Time To:

7. Activity Log (continuation):

Date/Time	Notable Activities
Aug 8, 2015 05:00am	I got up made breakfast: 5:30am, Saddle up horses, I look for cattle, other livestock, along the river at Private Farms, JT River. I gather up 8 more cattle, I chased some wild donkeys from San Juan River with cattle
11:30am	I got cattle back to corral, pen cattle up and chased donkey 3 mile so of San Juan River, where there is rain water in the area.
8/8/15 - 13:00pm	We feed cattle that were already pen up, water our horses, had lunch, weather was really hot 108, we took 30 mins break after lunch, we started riding horses back up to Clay Hills, 4 1/2 miles up JT River, we found 4 more cattle, we started herding cattle to corral, about 4 1/2 miles, it was too hot to herd cattle to corral 2 cows were wild, they keep running at us, it took a long time to get to corral, we got to corral until late in evening. We unsaddled horse, water, feed horses, we had supper, too tired
24:00	went to sleep campout at Private Farms.
08/9/2015 4:00	wakeup @ 4:00 am. I left to get 450 gallons of water, for horse and cattle, other 2 wrangler stay behind to feed horses cattle
06:30am	over make breakfast. I got back w/ water, we unloaded water, had breakfast, left up JT River, we went back to Clay Hills, there was still some cattle that are wild, still in area, we had hard time getting cattle moving 2 of the cattle keep taking off in to bushes, and the bushes are really thick and low we have to get of our horses, run after the cows it took us all day by the river, we only gather 3 cows started herding cattle back to corral, we herded cattle to Private Farm corral pen cattle, unsaddled horses, feed horses, water, the night
23:30	We ate dinner went to sleep (too tired)
08/10/2015 06:00am	Feed horse, cattle, we needed more water for both horses and cattle, we went to community water at Moulding 3 miles away
7:30am	fill up 450 gallons X2, but there wasn't enough water for cattle we had to go 3x to get water, we blow one of tire out, but of rough
9:30	Rocky road, we got back to private Farm corral until 13:30 unload water, we had hard time changing, to spread tire
3:00pm	because of water load. we saddle up horses, we herded up the river again, looking for livestock, we found wild

8. Prepared by: Name: (b)(6)

Position/Title: Wrangler

Signature: (b)(6)

Date/Time: Aug 10, 2015 23:00pm

ACTIVITY LOG (ICS 214)

1. Incident Name: <i>To Kitso</i>		2. Operational Period: Date From: <i>8/10/15</i> Date To: <i>8/12/15</i> Time From: <i>3:00pm</i> Time To: <i>23:00</i>	
7. Activity Log (continuation):			
Date/Time	Notable Activities		
<i>8/10/15 3:00pm</i>	<i>horse, we chased some of wild horses down south of the river also we only got 2 more cattles too, wild it was running around, we had to rope it and drag it all the way to corral we got back until 8:30pm, other family show up, load up up their cattles from corals, to take them home, so they can care for their own cattles at there resident, we still had 15 cattles still pended up at Private Farms corral that we have to feed and haul water for, and 10 cows still up the river, we still need to get out. Feed horses, and went to sleep</i>		
<i>Aug 11, 2015 05:00am</i>	<i>We got up feed horse cattles, and corral really good. We went to Cortez Colorado to get 40 bales of 3 wire Ray for horses and cattles. (3:00pm) we came back, we unloaded hay, grains for horses and cattles. 4:00pm we feed cattles, and saddle up horses, we went back to stream side, we found 4 wild cows, we had hard time getting them out, we blow ATV tires because of rough terrain we had hard time, getting cattles, and ATV out from the river side. also we only chased 2 cattles out of the riverside 2 of cattles went back in to bushes, we got back to corral until 22:00pm, up saddle horse, we went back to get ATV on trailer, back at camp until midnight</i>		
<i>Aug 11, 2015 07:00am</i>	<i>Feed horses, cattles, we ate breakfast, we saddle up horse again we went up river, check if there any livestock, back near the river, we found several donkeys, we just chase donkeys 5 miles south of San Juan River. We went back to corral feed horses</i>		
<i>13:00pm</i>	<i>cattles in corral. We went to get more water from MU</i>		
<i>14:30</i>	<i>community water hauling, we unloaded water for cattles and horses</i>		
<i>16:00</i>	<i>at the corral. we took out the cattles for them to grazing outside the corral, for 3 hrs. we had to herd the cattles because they keep taking off toward the river</i>		
<i>19:30pm</i>	<i>We took cattles back to corral, and pended them up for the evening.</i>		
<i>20:30</i>	<i>We needed more water for livestock 450x2, we went to MU community</i>		
<i>23:00</i>	<i>water hauling again and gas for ATV, we got back @ private Farms corral, we unloaded water for livestock, feed horse cattles went to sleep.</i>		
8. Prepared by: Name: <i>(b)(6)</i>		Position/Title: <i>Warden</i> Signature: <i>(b)(6)</i>	
ICS 214, Page 2		Date/Time: <i>Aug 12, 23:00pm</i>	

over

ACTIVITY LOG (ICS 214)

1. Incident Name: <i>Operation Totitso</i>		2. Operational Period: Date From: <i>8/13/15</i> Date To: Time From: <i>08:00 am</i> Time To:	
3. Name: <i>(b)(6)</i>		4. ICS Position: <i>Operto - Kayenta</i>	5. Home Agency (and Unit): <i>WESTERN</i>
6. Resources Assigned:			
Name	ICS Position	Home Agency (and Unit)	
<i>(b)(6)</i>			
7. Activity Log:			
Date/Time	Notable Activities		
<i>8/13/15 - 08:00</i>	<i>We feed horses, cattle, and we ate breakfast. 09:30 am. We saddle</i>		
<i>10:00</i>	<i>up horses. We went up SJ River, check on other wild cattle, horses, donkey, chase them south of San Juan River at Private Farms wild cattle, donkeys and horses. Keep going back down to River for vegetation, hide in the bushes, they drink water south side of river, where there is a water pond. We put some noise stuff up along the river, so cattle, donkey or horses won't get to the river. We went back to to corral chicken</i>		
<i>12:45</i>	<i>Cattle and horses, check water troughs. We needed more water for livestock. 450 gals x 2. We got more water from community water hauling area, @ McElroy, and some hay went back to Private Farms corral, unloaded water, hay, at</i>		
<i>16:15</i>	<i>We notice of tire on the truck was getting low again, we check tire, it had big hole in tire, we put spreader tire on again. at 17:30 We saddle up horse, we took out the cattle to grazing out around camp and corral area. We have to herd the cattle, because cattle keep taking off to woods the river at all time at 21:00 pm, we took cattle back in to corral, unsaddle horses, feed horse put</i>		
<i>22:30 pm</i>	<i>them back in corral @ 2200, done for day. rested</i>		
<i>8/14/15: 08:00 am</i>	<i>! Fed horses, cattle, check hay, water troughs, we needed more water, we went to get 450 gallons of water x 2 = 900 gals of water from Mc Community water. @ 11:30 am we got back to Private Farms corral, we unloaded water, we put some posts</i>		
8. Prepared by: Name: _____		Position/Title: _____ Signature: _____	
ICS 214, Page 1		Date/Time: _____	

ACTIVITY LOG (ICS 214)

1. Incident Name:		2. Operational Period: Date From: 8/14/15 Date To: 8/16/2015 Time From: 8:00 Time To: 20:45pm	
7. Activity Log (continuation):			
Date/Time	Notable Activities		
8/14/15	are about to come out of ground on corral, we worked on the		
15:00	Corral, we took cattle out to Grazes out side the		
	Corral. we saddle up horses to find the cows, up to		
20:00pm	we took cattle back in to corral, 2100pm were done		
	for evening, we un saddle horses, put cows back in corral,		
	we cant out for evening.		
Aug 15, 2015	@ 8:00am - Fed horses, cattle, we had breakfast, we		
	did daily Routine thing, Saddle up horses, went up side		
	of River, Check on donkeys, wild cattle, and horses		
	They are still in the bushes, But drinking from the pond		
	about 500yds from ST River. We notice River bed is too		
10:00	Muddy for livestock to get to river, River is low, edge		
	of River is (too muddy clay mud) we didnt find any		
1:00pm	live stock in the opening area, livestock probly in		
	the bushes, because it's too hot to be out of shade.		
15:00	We went back to corral, to rest and lunch		
16:30	we took out the cattle to graze around the corral		
19:30	we started chasing cattle back to corral, we had		
	other family show up at corral we update w/ family		
2030pm	What we done for day, Camp out overnight again		
Aug 16, 2015			
8:00am	- Fed horses, cattle, at 8:00am, breakfast, 8:30am we went		
	up the River check for livestock, back down by ST River, we		
	gather 4 donkey, Chased 5 miles So. of San Juan River		
12:15	We went back to Private Farms corral, Check on cattle		
	feed cattle, Check water troughs, no water in trout		
13:30	we went to Monument Valley Community Water Hauling		
	to get 900 gals of water for cattle and horses		
17:00	We unloaded water for cattle and horses, we needed		
	more water, we went back to get more water from Monument		
20:00	Valley. another 900 gals of water, we got back to corral		
	unload water again, was too hot for cattle, the just drink		
8:45 pm	water alot. we fed cattle and horses, were too tired		
	we just camp out again by corral, Because the cattle		
	Keep put on the post to get out, we have to stay with		
	cattle at all time, camp out at corral		
8. Prepared by: Name: (b)(6)		Position/Title: Wranglers Signature: (b)(6)	
ICS 214, Page 2		Date/Time: 8/14-8/16 845pm KIMLIN JARA	

ACTIVITY LOG (ICS 214)

1. Incident Name: <i>Operation Tototso</i>		2. Operational Period: Date From: <i>8/17/15</i> Date To: <i>8/19/2015</i> Time From: <i>08:00</i> Time To: <i>16:00</i>	
7. Activity Log (continuation):			
Date/Time	Notable Activities		
<i>8/17/15 - 08:00</i>	<i>We cooked Breakfast, fed cattles and horses, 845am we saddle up horses, let cattles out in morning to herd cattles</i>		
<i>02:30</i>	<i>up to noon, we took Cattles back to Corral, its too hot to herd cattles in hot weather, because of smell of cattles make us sick, if weather is too hot</i>		
<i>13:00</i>	<i>We had lunch, and took break for a while. 15:30 we started</i>		
<i>16:15</i>	<i>cattles and horses, we went back up to St River, check on wild cattles to see if they are out of the bushes. There was 7 cattles out of bushes, we tried to get the cattles all 7, but 5 went back into bushes, we rope 2 out of seven. we put back to corral with dirt bike (ATV), we had hard time, we got back to Corral with 2 cows, pen</i>		
<i>20:30</i>	<i>them up with other cattles, were too tired, we just went to sleep.</i>		
<i>08/18/2015</i>	<i>07:00am, we fed horses, cattles, ate breakfast, we went to Monument Valley Community water, hauled 900 gallons</i>		
<i>10:00</i>	<i>ago. 70 miles round trip, we got back to Corral, unloaded water, for horses and cattles, we fed cattles some</i>		
<i>12:30</i>	<i>grains, we made lunch, had our lunch at 13:00pm after lunch we just check corral, to if there is no loose fence.</i>		
<i>17:00</i>	<i>where cattles will get out. we took cattles out to grazing around the corral, because we don't have enough hay and grains. we took cattles back to Corral for night</i>		
<i>20:00pm</i>	<i>some of family were there, we talk about selling 2 cows to get hay, grains and food for worker, and gas money for hauling water and ATV gas and parts</i>		
<i>08/19/2015</i>	<i>05:00 am</i>		
	<i>We got up feed cattles, horses, check water, we decided to take 2 cattles to Cortez Auction, get more supplies, hay, grain, ATV parts, gas, Kerosene, white gas etc for camping</i>		
<i>06:30</i>	<i>We hook up horse trailer, loaded up 2 cattles, for Auction</i>		
<i>07:30</i>	<i>We took off for Cortez to see the 2 cows, get our supplies</i>		
<i>12:30</i>	<i>We were at Auction, we unloaded 2 cows, we waited for about</i>		
<i>15:45</i>	<i>2-3 hrs at Auction, we got out check for 2 cattles, we went</i>		
<i>16:00</i>	<i>to City Market cash check, got 150.00 of food, then we went to buy ventor out of Cortez, 90 30 bales of 3 wireohay, and some</i>		
8. Prepared by: Name: <i>(b)(6)</i>		Position/Title: <i>Wrangler</i> Signature: <i>(b)(6)</i>	
ICS 214, Page 2		Date/Time: <i>8/17 - 8/19-15 - 20:30pm Rendon Jett</i>	

ACTIVITY LOG (ICS 214)

1. Incident Name:		2. Operational Period: Date From:		Date To:
		Time From:		Time To:
7. Activity Log (continuation):				
Date/Time	Notable Activities			
8/19 - 20:30	We got back @ Private Farms, unloaded hay, grain, feed horses cows, head count on cattle, all there, we camp out again			
08/20/2015				
07:00	We needed more water for cattle and horses, we fed, cattle and horse, we left for Monument Valley Community water hauling to get more water for cattle, 900 gals we got back to Private Farms Corral at 11:00am, we unloaded water it wasn't enough water, we had to go 2x to get water			
8:30				
1:30pm	We got back to Private Farms, to unload water, and too hot to do anything, we just had lunch, waited around 16:30 we saddle up horses, took out cattle to graze out side Corral, we have to herd cattle because they keep taking off down toward the River			
20:00pm	We herded cattle, back to Corral, pen up for the night, we camp out			
08/21/15				
07:00am	We fed horses, cattle, check water, fuel we needed more water, we load up 2 450 gal. tank, we got 2 loads from BIA water truck at Monument Valley Welcome Center, Because MV Community water hauling place there was a long of people waiting for drinking water			
12:00	We got back to Private Farms, unloaded water for cattle, we made lunch, took a break from hot weather			
13:30	We saddle up horses, and went up SJ River, to look for wild livestock, tried to chase them out of along the River, we found 4 cows they were too wild we tried chasing them, they went back into bushes, and we found some donkeys, we chase them down South of San Juan River, we went back to River, check along River, there no foot prints of livestock along river, too muddy side the river. We head back to corral, there was some people from Ajanti Chapter House at Shadobouse			
19:00	We update with officials, of what we are doing they ask what we needed, or help with, we told what we did for last 2 1/2 weeks, we had CCR and Public Health coming around, with health education, update on River contamination, we just rested and camp out again			
22:00				
8. Prepared by: Name: (b)(6)		Position/Title: Warden		Signature: (b)(6)
ICS 214, Page 2		Date/Time: 8/20/8/21 - 2200pm		

ACTIVITY LOG (ICS 214)

1. Incident Name:

10.4/150

2. Operational Period:

Date From: 8-22-15

Date To: 8/25/15

Time From: 8:00

Time To: 20:00pm

7. Activity Log (continuation):

Date/Time	Notable Activities
8/22/15 08:00	We fed horse, Cattles, and we cook breakfast, and after breakfast, we hauled more water from BFA water tank, from Mc Welcome Center for livestock
10:45	We got back at Private Farm Corral, we unloaded water for live stocks. We planned, just keep livestock in
1:30	Corral for day and get rest up for a day. Family and Chapter Official came down, we updated with them. We took that its to hot in Private Farm, Ministry, are eating us alive, no air condition, all run burn on
16:30	our faces areas. We took Cattles out to grazes in the area, we herded Cattles, because they keep taking off
20:00pm	down river. We took Cattles back in Corral, head counts fed horses, and camp out
8/23/2015	
08:00	We cooked breakfast, ate, Fed horses, Cattles, Check water trout ok with water, we stay at Corral most of day, putting horse shoe, on horse, because our horse are getting crack hooves
13:00	need shoeing, before cracking gets worse from hot ground. Family show up, we had cook out for lunch, we up date with
16:30	family. We took out Cattles to graze outside the corral
20:pm	We herd the Cattles, because they keep taking off toward the river. We took Cattles back to Corral, pen them up for the night, fed horses and camp out again
8/24/15	
8:00	Cook breakfast, Check water, needed more water, we fed livestock, we went to get water for livestock, 900 gals
1130	of water from Mc Community water hauling area, we got back at Corral, unloaded water, for livestock, rested for
15:30	a while. We took out Cattles to grazing outside Corral
20:00pm	We took Cattles back in to Corral for the night
8/25/2015	
8:00am	We continue doing our Routine daily chores, we have not herd anything from (ICS), hauling water 2x days, herding Cattle to grazing outside the Corral, and pen Cattle up at 20:00pm everyday.

8. Prepared by: Name: (b)(6)

Position/Title: Wranglers

Signature: (b)(6)

ICS 214, Page 2

Date/Time: 8/22-8/25- 8:00-20:00pm

ACTIVITY LOG (ICS 214)

1. Incident Name:

ro hitso

2. Operational Period:

Date From: 8/27/15

Date To: 8/27/15

Time From: 08:00

Time To: 8/30/2015

7. Activity Log (continuation):

Date/Time	Notable Activities
8/26/15 8:00	We cook breakfast, fed horses, cattles. Keep any eye on the herd at all time, make sure they don't go back to River
16:00	We stay with the herd all day and night, to make sure cattles don't get out of corral, and go back to ST River
20:00pm	We take out cattles, to graze out side the corral
	We take cattles back to Corral, pen them up for the night
8/27/2015	8:00am We feed livestock, in the morning, and we get 900 gals of water from MV Community water, we went 2X to get water, its too hot to keep cattles in the corral in hot weather, they drink more water, and use of more hay and grain. We take cattle out to graze outside the corral. and 20:00pm we take them back to corral, for the night
8/28/2015	8:00am We cook breakfast, we feed horse, cattles in corral
7:00	We started on making shade for horses and cattles early in the morning, we had to cut some bushes down at River, hauling to Corral, make shade for cattles and horses. its was too hot to keep horses and cattles in corral w/o shade, and water gets hot, and goes down really fast. We feed livestock we ate went to sleep, too tired to do anything
8/29/2015	We ate took out cattles to graze south of the corral, started out at 06:00 am. We feed cattles until noon, we got cattles back in corral at 13:00pm, its to hot for us and horses to herd cattle in hot weather, everyday we feed horses and cattles in corral, hay and grain
6:00am	We camp out again.
20:00	
8/30/2015	We camp out, a Point farms at corral. We ate breakfast
6:00am	We decided to take cattle up 7 1/2 South of San Juan River, We have another corral. So all family can watch the cattles. Because we are tired of herding cattle in hot weather, and hauling water, feeding, and camping out. 4 pm Sanitation
16:00pm	

8. Prepared by: Name: (b)(6)

Position/Title: Wranger

Signature: (b)(6)

ICS 214, Page 2

Date/Time: Aug 30, 2015 @ 16:00pm

CLAIM FOR DAMAGE, INJURY OR DEATH RESULTING FROM GOLD KING MINE INCIDENT		INSTRUCTIONS: Please read carefully the instructions on the reverse side and supply information requesting on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.		[APPROVED BY NAVAJO NATION DEPT. OF JUSTICE] ¹	
1. Submit to: Richard Feldman Claims Officer U.S. EPA Office of General Counsel 1200 Pennsylvania Avenue, NW (MC 2399A) Washington, DC 20460		2. Name, address of claimant, and claimant's personal representative if any (See instructions on reverse). Number, Street, City, State and Zip code. (b)(6)			
3. TYPE OF EMPLOYMENT (b)(6)	4. DATE OF BIRTH (b)(6)	5. MARITAL STATUS (b)(6)	6. DATE AND DAY OF ACCIDENT 8/7/16	7. TIME (AM OR PM) 12:45	
8. BASIS OF CLAIM (State in detail the known facts and circumstances attending the damage, injury, or death, identifying persons and property involved, the place of occurrence and the cause thereof. Use additional pages if necessary). <i>Gold King mine Released 1 million gallons of Contaminated water into Animas River, Contaminated Water is going down San Juan River into Pinate Farms area.</i>					
9. PROPERTY DAMAGE					
NAME AND ADDRESS OF OWNER, IF OTHER THAN CLAIMANT (Number, Street, City, State, and Zip Code). (b)(6)					
BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF THE DAMAGE AND THE LOCATION OF WHERE THE PROPERTY MAY BE INSPECTED. (See instruction on reverse side). <i>Our live stock use of River water along San Juan River because of River Contamination, Our live stocks use of River water for drinking water at all times, damage to Grazing area, Removal of live stock we have to start hauling water, hay, grain for cattle and other live stock</i>					
10. PERSONAL INJURY/WRONGFUL DEATH					
STATE THE NATURE AND EXTENT OF EACH INJURY OR CAUSE OF DEATH, WHICH FORMS THE BASIS OF THE CLAIM. IF OTHER THAN CLAIMANT, STATE THE NAME OF THE INJURED PERSON OR DECEDENT. <i>I (b)(6) developed a lot of stress, because of River contamination, I had to do a lot of thing in just few hours, a lot of things making camp, gathering cattle and other live stock at 110° weather, a lot of mosquitoes bites and other insects along river, San burn, dehydrated, hunger etc</i>					
11. WITNESS					
NAME (b)(6)		ADDRESS (Number, Street, City, State and Zip Code) (b)(6)			
12. (See instructions on reverse)					
AMOUNT OF CLAIM (in dollars)					
12a. PROPERTY DAMAGE 5000.00	12b. PERSONAL INJURY 10,000.00	12c. WRONGFUL DEATH _____	12d. TOTAL (Failure to specify may cause forfeiture of your rights). 18,685.00		
I CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE, THE AMOUNT OF THE CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE. I HEREBY EXPRESSLY RESERVE MY RIGHT TO FILE SUPPLEMENTAL CLAIMS FOR DAMAGES AND INJURIES IN THE EVENT OF ANY FUTURE DISCOVERY OR ASSESSMENT OF ADDITIONAL DAMAGES OR INJURIES CAUSED BY THE INCIDENT ABOVE.					
13a. SIGNATURE OF CLAIMANT (See instruction on reverse side). (b)(6)		13b. PHONE NUMBER OF PERSON SIGNING FORM (b)(6)		14. DATE OF SIGNATURE April 1, 2016	

¹ This form was drafted by the Navajo Nation Department of Justice in an effort to communicate that the claimant is not waiving future rights. There is no guarantee that any United States agency will accept this form or grant the claim stated on this form. This form does not offer or purport to offer legal advice. Claimants should decide for themselves whether to use this form, the Standard Form 95 provided by the United States Department of Justice, or any other form, and may wish to consult with their own attorney prior to doing so.

INSURANCE COVERAGE

15. Do you carry accident insurance? ☐ If yes, give name and address of insurance company (Number, Street, City, State and Zip Code) and policy number. ☒ No

16. Have you filed a claim with your insurance carrier in this instance, and if so, is it full coverage or deductible? ☐ Yes ☒ No 17. If deductible, state amount.

18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts).

19. Do you carry public liability damage insurance? ☐ Yes ☒ NO If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code).

INSTRUCTIONS

Claims presented under the Federal Tort Claims Act with respect to the release from the Gold King Mine should be submitted directly to the USEPA. If the incident involves more than one claimant, each claimant should submit a separate claim form.

Complete all items – Insert the word NONE where applicable.

A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN USEPA RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, THIS EXECUTED FORM OR ANY SUPPLEMENT THERETO, ACCOMPANIED BY A CLAIM FOR MONEY DAMAGES FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY

REASON OF THE INCIDENT. THE CLAIM MUST BE PRESENTED TO THE USEPA WITHIN **TWO YEARS** AFTER THE DISCOVERY OF DAMAGES FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT.

Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency not when it is mailed.

The amount claimed should be substantiated by competent evidence as follows:

If instruction is needed in completing this form, the agency listed in item #1 on the reverse side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Title 28, Code of Federal Regulations, Part 14. Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.

(a) In support of the claim for personal injury or death, the claimant should submit a written report by the attending physician, showing the nature and extent of the injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognosis, and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.

The claim may be filled by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is signed by the agent or legal representative, it must show the title or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of this claimant as agent, executor, administrator, parent, guardian or other representative.

(b) In support of claims for damage to property, which has been or can be economically repaired, the claimant should submit at least two itemized signed statements or estimates by reliable, disinterested concerns, or, if payment has been made, the itemized signed receipts evidencing payment.

If claimant intends to file for both personal injury and property damage, the amount for each must be shown in item number 12 of this form.

(c) In support of claims for damage to property which is not economically repairable, or if the property is lost or destroyed, the claimant should submit statements as to the original cost of the property, the date of purchase, and the value of the property, both before and after the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.

POWER 1. 權力 2. 權勢

DATE: 08/07/2015

SCOPE OF WORK: Removal of Livestock from Private Farms
San Juan River area

PROJECT SITE: Puate Farms area

Contact Person/Phone:

EQUIPMENT

(Please use the current FEMA Schedule of Equipment Rates) **Total - 3,536.50**

MATERIAL

Contact Person/Phone:

REVISOR SIGNATURE/TITLE

DAILY TOTAL 3,685.50